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ORDER

The enlistment of Sh.Desh Raj No.107 as Home Guards volunteer office of District Commandant Home Guards, Narnaul has been discharged by the District Commandant, Home Guards, Narnaul vide his order dated 19-11-2012 on the grounds of indiscipline. Sh.Desh Raj filed a CWP No.10854 of 2013 before the Hon'ble High Court against his discharge from the enlistment as a Home Guards volunteer. The Hon'ble High Court vide order dated 20-05-2013 disposed of the writ petition with the directions to the respondent No.2 to treat the representation dated 28-01-2013 as an appeal under the Home Guards Rules 1980 and to take a final decision there upon strictly in accordance with law by passing a speaking order within a period of 2 months from the date of receipt of certified copy of this order.

In compliance with the above orders of the Hon'ble High Court. I have examined the matter as per record. The order to terminate the enlistment of Sh.Desh Raj, Home Guards volunteer has been given by District Commandant, Narnaul to Center Commander, Narnaul vide his letter dated 526 dated 19-11-2012, in reference to letter no.792 dated 08-11-2012 of Center Commander, Home Guards, Narnaul. From the perusal of letter dated 8-11-2012 of the office of Center Commander, Narnaul, it is revealed that he has performed his duty while placing unauthorized epaulets on his uniform. The Home Guards organization is a volunteer organization and the appellant Sh.Desh Raj was enlisted as Home Guards volunteer under the Haryana Home Guards Rules 1980 and he was not a regular employee. As per Rule 20 a member of the Home Guards is enlisted for 3 years and he can be re-enlisted. The Home Guards organization is a disciplined organization.



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and indiscipline in such a organization is unacceptable. It is also clearly mentioned in rule 19 of the Home Guards Rules 1980 that no unauthorized emblem and other ornamental articles shall be worn with the uniform. However, taking a lenient view, in my opinion without establishing the misconduct it is not appropriate to terminate the enlistment of a senior volunteer straightaway without affording him an opportunity of hearing. Therefore, the orders of District Commandant Home Guards, Narnaul dated 19-11-2012 are set aside and one more opportunity is afforded to this volunteer to work in a disciplined fashion and not repeat any aberration.

  
 Satyendra Kumar, IPS  
 Director General of Police-cum-  
 Commandant General Home Guards &  
 Director Civil Defence, Haryana.

Enclst.No.CG-2013/ 16033-36

Dated 27-7-13

A copy is forwarded to the following for information and necessary action:-

- 1- Additional Chief Secretary to Govt. Haryana, Home Deptt., Chandigarh W.R.
- 2- The Advocate General, Haryana, Chandigarh.
- 3- District Commandant Home Guards, Narnaul.
- 4- Sh. Desh Raj No.107 S/o Sh. Phul Chand Yadav, R/o Village Patikara, P.O. Narnaul, Tehsil Narnaul, District Mohindergarh, Haryana-12300.

for Commandant General Home Guards &  
 Director Civil Defence Haryana







प्रतिलिपि संलग्नों सहित निम्नलिखित को उचित कार्रवाई हेतु प्रेषित :

निदेशक (आपदा प्रबंधन प्रभाग-III), गृह मंत्रालय, एनडीसीसी-II बिल्डिंग, तृतीय तल, नई दिल्ली। उक्त आवेदक के आवेदन पत्र को सूचना के अधिकार अधिनियम, 2005 की धारा 6(3)(ii) के अंतर्गत हस्तांतरित किया जा रहा है। आपसे अनुरोध है कि प्रार्थी को सूचना उपलब्ध करवा दें।

प्रतिलिपि सूचनार्थ:-

श्री वी. के. राजन, उप सचिव (ई) एवं के.ज.सू.अ., गृह मंत्रालय, नार्थ ब्लाक, नई दिल्ली को उपरोक्त पत्र के संदर्भ में प्रेषित।

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